

**ORDINANCE NO. 2010-35**

**AN ORDINANCE** of the City of Bainbridge Island, Washington, decreasing the City's storm and surface water utility fee; and amending Section 13.24.070 of Chapter 13.24 of the Bainbridge Island Municipal Code.

**WHEREAS**, RCW Chapter 35.67 provides that cities are authorized to establish storm water ("storm sewer") utilities; and

**WHEREAS**, the City of Bainbridge Island has had a Storm and Surface Water Management (formerly "Storm Drain") utility since 1987; and

**WHEREAS**, Section 13.24.065 of Chapter 13.24 of the Bainbridge Island Municipal Code provides for an annual rate of increase equal to the annual rate of increase in the Seattle Area Consumer Price Index, unless City Council determines that by December 31<sup>st</sup> of any year that adjustment shall be another amount or shall not occur for the next year; and

**WHEREAS**, the City has determined that a decrease in the storm and surface water utility fees is appropriate given the reduced capital projects planned for 2011; now, therefore,

**THE CITY COUNCIL OF THE CITY OF BAINBRIDGE ISLAND, WASHINGTON, DOES ORDAIN AS FOLLOWS:**

**Section 1.** Section 13.24.070 of Chapter 13.24 of the Bainbridge Island Municipal Code is hereby amended to read as follows:

"13.24.070 Single-family and duplex residential fees.  
The monthly service fee for each single-family and duplex residential dwelling from January 1, 2011, through December 31, 2011, shall be \$~~12.23~~13.24; provided that the ratio of impervious to pervious surface of the lot shall not exceed 50 percent. If the ratio of impervious to pervious surfaces exceeds 50 percent, the rate established in BIMC 13.24.080 shall apply."

**Section 2.** This ordinance shall take effect and be in force on January 1, 2011 after its passage, approval, and publication as required by law.

PASSED by the City Council this 1<sup>st</sup> day of December, 2010.

APPROVED by the Mayor this 1<sup>st</sup> day of December, 2010.



Bob Scales, Mayor

ATTEST/AUTHENTICATE:

Rosalind D. Lassoff  
Rosalind D. Lassoff, City Clerk

FILED WITH THE CITY CLERK:	November 10, 2010
PASSED BY THE CITY COUNCIL:	December 1, 2010
PUBLISHED:	December 3, 2010
EFFECTIVE DATE:	January 1, 2011
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